

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

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JOSEPH P. LASALA and	:	
FRED S. ZEIDMAN, as CO-TRUSTEES	:	No. 09-CV-00986 (JAP)
of the AREMISSOFT CORPORATION	:	
LIQUIDATING TRUST,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	CERTIFICATION OF
	:	<u>TODD S. FISHMAN</u>
MARFIN POPULAR BANK PUBLIC	:	
COMPANY, LTD.,	:	Electronically Filed
	:	
Defendant.	:	
	:	
-----X	:	

Todd S. Fishman, certifies under penalty of perjury, pursuant to 28 U.S.C. § 1746, as follows:

1. I am an attorney admitted to practice before this Court and a partner with Allen & Overy LLP, counsel for defendant Marfin Popular Bank Public Co Ltd (the "Bank") in this action. I make this certification in opposition to plaintiffs' motion for an order requiring the Bank to retain and preserve documents, records and data.
2. Attached hereto as Exhibit A is a true copy of the Complaint filed in this action.

3. Attached hereto as Exhibit B is a true copy of an English translation of the Cyprus Processing of Personal Data (Protection of Individuals) Law of 2001.

4. Attached hereto as Exhibit C is a true copy of an English translation of the provisions of the Cyprus Business Banking Law relating to banking secrecy.

5. Attached hereto as Exhibit D is a true copy to the decision A.S.T., LLC v. Pallenberg, Civ. No. 07-795 (JAP), 2007 WL 1827188 (D.N.J. June 25, 2007).

6. Attached hereto as Exhibit E is a true copy of the decision Roy v. Brahmbhatt, Civ. No. 07-5082, 2008 WL 5054096 (D.N.J. Nov. 26, 2008).

7. Attached hereto as Exhibit F is a true copy of the decision FTC v. Stout, No. 99-5705 (WHW), 1999 WL 34833240 (D.N.J. Dec. 8, 1999).

8. Attached hereto as Exhibit G is a true copy of the decision Cortese v. Radian Group Inc., No. 07-3375, 2008 WL 269473 (E.D. Pa. Jan. 30, 2008).

9. Attached hereto as Exhibit H is a true copy of the decision CFTC v. Efrosman, No. 05 Civ. 8422 (KMW), 2005 WL 3832923 (S.D.N.Y. Sept. 30, 2005).

10. Attached hereto as Exhibit I is a true copy of the decision Compuwill Express, Inc. v. ATX Telecomms. Servs., No. 96-2462, 2000 U.S. Dist. LEXIS 7303 (E.D. Pa. May 31, 2000).

Dated: New York, New York
June 1, 2009



Todd S. Fishman